

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Lesley Henry	Team: Team # 5	CCRB Case #: 201107665	<input checked="" type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input checked="" type="checkbox"/> Injury
Incident Date(s) Sunday, 06/12/2011 4:00 PM	Location of Incident: East 73rd Street and Madison Avenue	Precinct: 19	18 Mo. SOL 12/12/2012	EO SOL 12/12/2012	
Date/Time CV Reported Tue, 06/14/2011 2:14 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Tue, 06/14/2011 2:14 PM		

Complainant/Victim	Type	Home Address

Witness(es)	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. DT3 Michael Scoloveno	05901	931194	GANG BN
2. POM Bilal Ates	03360	934429	GANG BN

Officer(s)	Allegation	Investigator Recommendation
A.POM Bilal Ates	Force: PO Bilal Ates used physical force against § 87(2)(b)	
B.DT3 Michael Scoloveno	Discourtesy: Det. Michael Scoloveno acted rudely toward § 87(2)(b)	
C.DT3 Michael Scoloveno	Force: Det. Michael Scoloveno used physical force against § 87(2)(b)	

Case Summary

On June 14, 2011, § 87(2)(b) filed a complaint on behalf of her son, § 87(2)(b) and nephew, § 87(2)(b) with the CCRB via telephone. § 87(2)(b) did not witness the incident.

On June 12, 2011, at approximately 4:00 p.m., § 87(2)(b) and § 87(2)(b) were returning home from the Puerto Rican Day Parade. § 87(2)(b) engaged in an argument with an unidentified uniformed officer conducting crowd control and § 87(2)(b) encouraged him to walk away. § 87(2)(b) looked away from § 87(2)(b) and when he looked back moments later an unidentified plainclothes officer held § 87(2)(b) against a wall and punched him twice in the face. § 87(2)(b) described this officer as a white male, who is 5'9" tall, with a heavy build and wearing plainclothes. § 87(2)(b) did not see what initiated their encounter. § 87(2)(b) removed his cell phone to record the incident and Det. Michael Scoloveno slapped his phone away from his hand and placed him in handcuffs. Det. Scoloveno shouted, "Resisting" and punched § 87(2)(b) on his left cheekbone. § 87(2)(b) fell to the ground and Det. Scoloveno punched him a second time. The right side of § 87(2)(b)'s face and head hit the ground and he sustained a laceration that required stitches. § 87(2)(b) and § 87(2)(b) were taken to 1 Police Plaza and then § 87(2)(b) was taken to a hospital. § 87(2)(b) and § 87(2)(b) were charged with § 87(2)(b).

§ 87(2)(b) indicated that the officer that punched him wore shield number "9051" or "5091" and was named "Michael." § 87(2)(g) PO Bilal Ates was identified as § 87(2)(b)'s arresting officer on the arrest report which indicated that force was used. § 87(2)(g).

Between June 17 and July 6, 2011, the undersigned investigator placed five phone calls to both § 87(2)(b) and § 87(2)(b). On June 17, 2011, § 87(2)(b) provided a telephone statement to the CCRB. On June 23 and July 11, 2011, § 87(2)(b) missed his scheduled appointments without calling to cancel or reschedule. On June 27, 2011, § 87(2)(b) was reached by telephone; however, he did not wish to participate with the investigation without first speaking with an attorney. § 87(2)(b) and § 87(2)(b) were each mailed two letters that were not returned to the CCRB by the United States Postal Service. On July 12, 2011, a check of the New York City online inmate locator system revealed that § 87(2)(b) and § 87(2)(b) are not incarcerated. On July 27, 2011, a follow-up phone call was placed to § 87(2)(b) to determine whether he had spoken with an attorney regarding him participating with the CCRB's investigation. § 87(2)(b) expressed that he was not able to provide a statement at that time.

§ 87(2)(g)

Team: _____

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Investigator: _____	_____	_____
Signature	Print	Date

Supervisor: _____	_____	_____
Title/Signature	Print	Date

Reviewer: _____	_____	_____
Title/Signature	Print	Date

Reviewer: _____	_____	_____
Title/Signature	Print	Date